

MONTANA LEGISLATIVE HISTORY

Chapter 281 19 91

Bill H _____ S _____ Original bill & history ☒ c

H. Committee on Human Services + Aging S. Committee on Public Health, Welfare, Safety

Hearing Date(s) 3-14 _____ c Hearing Date(s) 2-13 _____ c

_____ c

_____ c

_____ c

_____ c

_____ c

_____ c

Date Out 3-14 _____ c

Date Out 2-13

Did this bill originate in an interim committee? _____ Yes _____ No

Committee _____

Report _____

SENATE FINAL STATUS

SB 262

3/04 REFERRED TO HUMAN SERVICES & AGING
 3/12 HEARING
 3/13 COMMITTEE REPORT—BILL CONCURRED
 3/15 REREFERRED TO APPROPRIATIONS
 4/04 HEARING
 4/04 TABLED IN COMMITTEE

SB 260 INTRODUCED BY AKLESTAD, ET AL.

PROHIBIT SMOKING ON NONCHARTERED INTRASTATE BUSES

2/02	INTRODUCED		
2/04	REFERRED TO PUBLIC HEALTH, WELFARE & SAFETY		
2/04	FIRST READING		
2/13	HEARING		
2/14	COMMITTEE REPORT—BILL PASSED		
2/15	2ND READING PASSED AS AMENDED	36	10
2/16	3RD READING PASSED	39	10
	TRANSMITTED TO HOUSE		
2/18	FIRST READING		
2/18	REFERRED TO HUMAN SERVICES & AGING		
3/14	HEARING		
3/15	COMMITTEE REPORT—BILL CONCURRED		
3/16	2ND READING CONCURRED	73	17
3/18	3RD READING CONCURRED	71	26
	RETURNED TO SENATE		
3/23	SIGNED BY PRESIDENT		
3/23	SIGNED BY SPEAKER		
3/25	TRANSMITTED TO GOVERNOR		
3/29	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 281		

EFFECTIVE DATE: 7/01/91

SB 261 INTRODUCED BY LYNCH, ET AL.

REVISE LAW RELATING TO CONSOLIDATED GOVERNMENT
AND MUNICIPAL WATER SUPPLY SYSTEMS

2/02	INTRODUCED		
2/04	REFERRED TO LOCAL GOVERNMENT		
2/04	FIRST READING		
2/12	HEARING		
2/15	COMMITTEE REPORT—BILL PASSED AS AMENDED		
2/16	2ND READING PASSED	48	0
2/18	3RD READING PASSED	49	0
	TRANSMITTED TO HOUSE		
3/04	FIRST READING		
3/04	REFERRED TO LOCAL GOVERNMENT		
3/11	HEARING		
3/14	COMMITTEE REPORT—BILL CONCURRED		
3/16	2ND READING CONCURRED	92	1
3/18	3RD READING CONCURRED	92	4
	RETURNED TO SENATE		
3/22	SIGNED BY PRESIDENT		
3/23	SIGNED BY SPEAKER		
3/25	TRANSMITTED TO GOVERNOR		
3/29	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 282		

EFFECTIVE DATE: 10/01/91

SB 262 INTRODUCED BY WILLIAMS, ET AL.

ALLOW COUNTY COMMISSIONERS TO SET INTEREST RATE FOR
TAX-DEED SALES

2/02 INTRODUCED
 2/04 REFERRED TO TAXATION
 2/04 FIRST READING
 2/12 HEARING

CHAIRMAN--DOROTHY ECK
NORMAL SCHEDULE==> SITE: ROOM 410

DAYS: M,W,F

TIME: 3:00 P.M.

SECRETARY-CHRISTINE MANGIANTINI

---BILL NO---	REFER DATE---	HEARING DATE---	CONSIDERATION DATES-----	COMMITTEE ACTION-----	REREFERRED TO COMM----	DATE OUT-
SB0174	1/22	1/30		PASS AS AMENDED		2/12
FRANKLIN, EVE			PROVIDE FOR CONTINUING EDUCATION FOR PSYCHOLOGISTS			
SB0200	1/25	2/15		PASS AS AMENDED		2/18
VAUGHN, ELEANOR			REVISE LICENSING-RECORDKEEPING-TRAINING REQUIR. FOR HEARING AID DISPENSERS			
SB0205	1/28	2/11		PASS AS AMENDED		2/16
ECK, DOROTHY			REQUIRE INTERAGENCY COOPERATION REGARDING THE PROVISION OF CHILDREN SERVICES			
SB0209	1/28	2/11		PASS AS AMENDED		2/23
YELLOWTAIL JR., BILL			REQUIRE SOLID WASTE MANAGEMENT SYSTEM BE LICENSED ANNUALLY BY DHES			
SB0217	1/29	2/04		DO PASS		2/05
ECK, DOROTHY			AUTHORIZE INTERSTATE COMPACTS ON ADOPTION AND MEDICAL ASSISTANCE			
SB0233	1/31	2/08		TABLED ON 02/08		
HALLIGAN, MIKE			ESTABLISH PILOT PROJECT FOR REIMBURSEMENT OF MEDICAID DENTAL SERVICES			
SB0254	2/01	2/08		DO PASS		2/09
KEATING, TOM			AUTHORIZE ACCREDITED HEALTH CARE FACILITY TO BE ELIGIBLE FOR LICENSURE			
SB0259	2/04	2/11		DO PASS		2/14
FRANKLIN, EVE			CLARIFY DUTY OF DHES TO PROVIDE CONSULTATION SERVICES FOR HEALTH NURSES			
SB0260	2/04	2/13		DO PASS		2/14
AKLESTAD, GARY			PROHIBIT SMOKING ON NONCHARTERED INTRASTATE BUSES			
SB0277	2/06	2/18		PASS AS AMENDED		2/19
GAGE, DEL			MODIFY MEMBERSHIP OF DEVELOPMENTAL DISABILITIES PLANNING & ADVISORY COUNCIL			
SB0285	2/06	2/13		TABLED ON 02/16		
ECK, DOROTHY			CREATING AN INTERAGENCY TASK FORCE ON ALCOHOL PRICING			

1 Senate BILL NO. 260
2 INTRODUCED BY AKLESTAD Cochranella
3 Loehner Hammond
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE
5 PROPRIETOR OR MANAGER OF AN INTRASTATE BUS THAT IS NOT
6 CHARTERED TO PROHIBIT SMOKING IN ALL PARTS OF THE BUS; AND
7 AMENDING SECTION 50-40-105, MCA."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 50-40-105, MCA, is amended to read:

11 "50-40-105. No smoking signs in certain places. No
12 smoking signs ~~shall~~ must be conspicuously posted in
13 intrastate buses that are not chartered, elevators, museums,
14 galleries, kitchens, and libraries of any establishment
15 doing business with the general public."

16 NEW SECTION. **Section 2.** Requirement of intrastate bus
17 that is not chartered. The proprietor or manager of an
18 intrastate bus that is not chartered shall prohibit smoking
19 in all parts of the bus.

20 NEW SECTION. **Section 3.** Codification instruction.
21 {Section 2} is intended to be codified as an integral part
22 of Title 50, chapter 40, part 1, and the provisions of Title
23 50, chapter 40, part 1, apply to {section 2}.

-End-

INTRODUCED BILL
SB 2400

MINUTES

MONTANA SENATE 52nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE & SAFETY

Call to Order: By Chairman Dorothy Eck, on February 13, 1991, at 3:05 p.m.
(Executive Action commenced at 3:05 p.m. The chairman called the public hearing to order at 4:10 p.m.)

ROLL CALL

Members Present:

Dorothy Eck, Chairman (D)
Eve Franklin, Vice Chairman (D)
James Burnett (R)
Thomas Hager (R)
Judy Jacobson (D)
Bob Pipinich (D)
David Rye (R)
Thomas Towe (D)

Members Excused: None

Staff Present: Tom Gomez (Legislative Council)
Christine Mangiantini (Committee Secretary)

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Announcements/Discussion:

EXECUTIVE ACTION ON SENATE BILL 172

Motion:

Senator Pipinich moved adoption of Amendments to SB 172.
See Exhibit #1.

Discussion:

The chairman recognized Senator Pipinich who asked that Mona Jamison, representing the Midwifery Association, explain the amendments. The chairman recognized Mona Jamison who explained the proposed amendments.

Recommendation and Vote:

Senator Pipinich moved SB 134 pass as amended.
There being no objection the bill as amended passed unanimously.

EXECUTIVE ACTION ON SENATE BILL 259

Motion:

Senator Franklin moved to pass SB 259.

Discussion:

The chairman recognized Senator Jacobson and asked her if this measure should be rereferred to Senate Finance and Claims Committee.

Senator Jacobson suggested passing it out of Senate Public Health and sending it to Finance and Claims.

Recommendation and Vote:

The roll was called. There being 7 ayes and 1 nay by Senator Burnett the motion carried.

HEARING ON SENATE BILL 260

Presentation and Opening Statement by Sponsor:

The chairman recognized Senator Aklestad who presented Senate Bill 260. He said it is a straightforward bill. The issue was brought to his attention by persons traveling from one state to another. When they crossed from Montana to another state the rules for smoking on the bus changed. In Montana they were able to smoke in the back three rows of the buses. He said smoke usually traveled throughout the compartment of the bus. For those with respiratory problems it is a problem for their health and an uncomfortable situation for them to be in. This bill pertains to buses within the borders of the State of Montana. Congress recently passed a provision for states to disallow smoking on buses. This bill only addresses intrastate travel, it does not cover charter buses. He said he is not trying to mandate what private companies do with their buses.

Proponents' Testimony:

The first witness to testify in favor of this measure was Mike Males from Bozeman, Mt. He said he just rode 97 hours on an interstate bus. He said this bill is very necessary. There was no smoking allowed and it was a pleasant experience.

Opponents' Testimony:

None.

Questions From Committee Members:

None.

Closing by Sponsor:

Senator Aklestad said this bill points to public health. He said no one should be put in a position of inhaling another persons smoke. He said there are places that allow smoking. He urged passage.

The chairman closed the public hearing on SB 260 and opened executive action on SB 260.

HEARING ON SENATE BILL 285

Senator Eck turned the chair over to Senator Franklin.

Presentation and Opening Statement by Sponsor:

The chairman recognized Senator Eck who said the bill would establish an interagency task force to develop an alcohol beverage pricing system which would reimburse the state for the cost of treatment and incarceration attributed to alcohol consumption. She said the reasons for the bill include requests from a constituent that frequently asks her to come up with an estimate of the costs of alcohol consumption to the state. How much do we pay for incarceration and treatment? She said we could include the additional costs for family support. This bill allows the Department of Institutions, the Department of Social and Rehabilitation Services, the Department of Family Services, the Department of Health and Environmental Services and the Department of Revenue to be members of a task force that would study this issue and consider developing a pricing system for alcoholic beverages that would reimburse the state for 20 percent of the treatment and incarceration costs attributed to alcohol consumption. This issue was discussed when the state was faced with Initiative 55. The question is who should pay for what services if we are not going to come up with a revenue system that is adequate to fund state government. She asked for the committee's consideration and said she had not received any opposition from any of the departments mentioned in the bill.

Dr. Noonan said he would have no problem with that as long as it wasn't for a five year term. He said you cannot ask someone to work on the board of dentistry for five years and not vote.

Senator Rye asked if a new dental member of the board was appointed every year.

Dr. Noonan said not at the present time because they only have four appointed for five years. But if another member was added one would be appointed each year.

Senator Hager said this was a non-paid job but received expenses. He wanted to know why they send two or more examiners to the regional examinations.

Dr. Noonan said depending upon how many candidates there are they need 12 to 14 examiners, usually two from each state. There are six states that participate. If they have 110 candidates they need fourteen or fifteen examiners.

Closing by Sponsor:

Senator Franklin said she neglected to mention the fiscal note. The cost incurred would be \$900.00 annually. There is one amendment she worked up with the legislative researcher and the other amendment from Roger Tippy. She said they would probably come to some agreement between the parties regarding the two different amendments.

EXECUTIVE ACTION ON SENATE BILL 260

Motion:

Senator Towe moved to pass SB 260.

Discussion:

None.

Amendments, Discussion, and Votes:

None.

Recommendation and Vote:

There being no objections the motion carried unanimously.

ROLL CALL

PUBLIC HEALTH, WELFARE
AND SAFETY

COMMITTEE

Date 2-13-91

NAME	PRESENT	ABSENT	EXCUSED
SENATOR BURNETT	✓		
SENATOR FRANKLIN	✓		
SENATOR HAGER	✓		
SENATOR JACOBSON	✓		
SENATOR PIPINICH	✓		
SENATOR RYE	✓		
SENATOR TOWE	✓		
SENATOR ECK	✓		

Each day attach to minutes.

ROLL CALL VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE & SAFETY

Date February 13, 1991 Senate Bill No. 260 Time 4:16 p.m.

NAME	YES	NO
SENATOR BURNETT	X	
SENATOR FRANKLIN	X	
SENATOR HAGER	X	
SENATOR JACOBSON	X	
SENATOR PIPINICH	X	
SENATOR RYE	X	
SENATOR TOWE	X	
SENATOR ECK	X	

Secretary

Chairman

Motion: Senator Towe moved to pass SB 260 without amendments.

There being no objection SB 260 passed unanimously.

WITNESS STATEMENT

To be completed by a person testifying or a person who wants their testimony entered into the record.

Date: 2/13/91

Name: MIKE MALES

Address: 1104 S. MONTANA #F-12
BEAVERHEAD MT 59711

Telephone Number: 587-4728

Representing Whom?

SELF

Appearing on which proposal?

SB 260 (AKELSTAD)

Do you: Support? ☒ Amend? ☐ Oppose? ☐

Comments:

MUCH NEEDED TO ENHANCE HEALTH
AND COMFORT OF BUS RIDERS WHO
USE A NECESSARY PUBLIC SERVICE &
SMALL, CROWDED AIR SPACE.

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY. THANK YOU.

DATE February 13, 1991

COMMITTEE ON Senate Public Health, Welfare & Safety

SB 260, ARLESTAD SB 367
ER SB 385, ECK FRANKLIN

VISITORS' REGISTER SB 285, ECR

[illegible]

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
February 14, 1991

MR. PRESIDENT:

We, your committee on Public Health, Welfare, and Safety having had under consideration Senate Bill No. 260 (first reading copy - white), respectfully report that Senate Bill No. 260 do pass.

Signed: *Dorothy Eck*
Dorothy Eck, Chairman

Handwritten 2-14-91
And. Coord.

Sec. of Senate
Sec. of Senate

CHAIRMAN--ANGELA RUSSELL
NORMAL SCHEDULE==> SITE: ROOM 312-2

DAYS: TU,TH

TIME: 3:00 P.M.

SECRETARY--JEANNE FLYNN KRUMM

--BILL NO--	REFER DATE	HEARING DATE	CONSIDERATION DATES	COMMITTEE ACTION	REREFERRED TO COMM	DATE OUT
SB0205	3/04	3/14		CONCUR AS AMENDED		3/23
ECK, DOROTHY			REQUIRE INTERAGENCY COOPERATION REGARDING THE PROVISION OF CHILDREN SERVICES			
SB0217	2/11	3/12		CONCUR		3/13
ECK, DOROTHY			AUTHORIZE INTERSTATE COMPACTS ON ADOPTION AND MEDICAL ASSISTANCE			
SB0254	2/13	3/14		CONCUR		3/15
KEATING, TOM			AUTHORIZE ACCREDITED HEALTH CARE FACILITY TO BE ELIGIBLE FOR LICENSURE			
SB0256	3/04	3/19		CONCUR		3/23
GAGE, DEL			AMEND THE PREFERRED PROVIDER AGREEMENTS ACT			
SB0259	3/04	3/12		CONCUR	APPROPRIATIONS	3/13
FRANKLIN, EVE			CLARIFY DUTY OF DHES TO PROVIDE CONSULTATION SERVICES FOR HEALTH NURSES			
SB0260	2/18	3/14		CONCUR		3/15
AKLESTAD, GARY			PROHIBIT SMOKING ON NONCHARTERED INTRASTATE BUSES			
SB0277	3/04	3/19		CONCUR		3/23
GAGE, DEL			MODIFY MEMBERSHIP OF DEVELOPMENTAL DISABILITIES PLANNING & ADVISORY COUNCIL			
SB0284	3/11	3/22		CONCUR		3/23
ECK, DOROTHY			ALLOWING CHILDREN'S TRUST FUND BOARD TO HIRE ITS OWN STAFF			
SB0306	3/04	3/14		CONCUR		3/15
KEATING, TOM			DELETE RESTRICTIONS REGARDING MEDICAID PAYMENT FOR PROFESSIONAL COUNSELING			
SB0307	3/04	3/12		CONCUR AS AMENDED		3/15
FRANKLIN, EVE			ADD FIFTH DENTIST TO THE BOARD OF DENTISTRY			
SB0310	3/04	3/14		CONCUR		3/15
YELLOWTAIL JR., BILL			ALLOW CONTRACT PHYSICIANS AT URBAN INDIAN CLINICS TO DISPENSE DRUGS			

SENATE BILL NO. 260

1 EFFECTIVE JULY 1, 1991.

2 INTRODUCED BY AKLESTAD, COCCHIARELLA, KOEHNKE, HAMMOND

-End-

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE
5 PROPRIETOR OR MANAGER OF AN INTRASTATE BUS THAT IS NOT
6 CHARTERED TO PROHIBIT SMOKING IN ALL PARTS OF THE BUS; AND
7 AMENDING SECTION 50-40-105, MCA; AND PROVIDING AN EFFECTIVE
8 DATE."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 **Section 1.** Section 50-40-105, MCA, is amended to read:

12 "50-40-105. No smoking signs in certain places. No
13 smoking signs ~~shall~~ must be conspicuously posted in
14 intrastate buses that are not chartered, elevators, museums,
15 galleries, kitchens, and libraries of any establishment
16 doing business with the general public."

17 NEW SECTION. **Section 2.** Requirement of intrastate bus
18 that is not chartered. The proprietor or manager of an
19 intrastate bus that is not chartered shall prohibit smoking
20 in all parts of the bus.

21 NEW SECTION. **Section 3.** Codification instruction.
22 [Section 2] is intended to be codified as an integral part
23 of Title 50, chapter 40, part 1, and the provisions of Title
24 50, chapter 40, part 1, apply to [section 2].

25 NEW SECTION. SECTION 4. EFFECTIVE DATE. [THIS ACT] IS

THIRD READING

-2-

SB 260

AS AMENDED

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
52nd LEGISLATURE - REGULAR SESSION**

COMMITTEE ON HUMAN SERVICES & AGING

Call to Order: By Rep. Angela Russell, Chair, on March 14, 1991,
at 3:15 p.m.

ROLL CALL

Members Present:

Angela Russell, Chair (D)
Tim Whalen, Vice-Chairman (D)
Arlene Becker (D)
William Boharski (R)
Jan Brown (D)
Brent Cromley (D)
Tim Dowell (D)
Patrick Galvin (D)
Stella Jean Hansen (D)
Royal Johnson (R)
Betty Lou Kasten (R)
Thomas Lee (R)
Charlotte Messmore (R)
Sheila Rice (D)
Wilbur Spring (R)
Carolyn Squires (D)
Jessica Stickney (D)
Bill Strizich (D)
Rolph Tunby (R)

Members Excused: Jim Rice

Staff Present: David Niss, Legislative Council
Jeanne Krumm, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

EXECUTIVE ACTION ON SB 307

Motion: REP. WHALEN MOVED SB 307 BE CONCURRED IN.

Motion/Vote: REP. STICKNEY moved to amend SB 307. EXHIBIT 1.
Motion carried 18-2 with REPS. WHALEN and SPRING voting no.

Motion/Vote: REP. JOHNSON MOVED SB 307 BE CONCURRED IN AS
AMENDED. Motion carried 19-1 with REP. WHALEN voting no.

HEARING ON SB 254

Presentation and Opening Statement by Sponsor:

Discussion:

REP. MESSMORE stated that she would resist the amendment. The bill and the fact that the Pharmacy Association came in as opponents in the Senate and came in as Proponent to this committee, what we have here is an attempt to compromise.

REP. WHALEN stated that we are talking about deleting amendments. There were two amendments proposed. I offered the first part of those proposed amendments. I am not clear what REP. STICKNEY is offering to do. David Niss stated that his understanding is that REP. WHALEN'S amendment offered all of these amendments to the bill accept for the insertion "for no fee or charge".

Vote: Motion carried 9-8 with REPS. BECKER, BOHARSKI, KASTEN, LEE, MESSMORE, J. RICE, SPRING, and TUNBY voting no.

Motion/Vote: REP. STICKNEY MOVED SB 310 BE CONCURRED IN AS AMENDED. Motion carried unanimously.

HEARING ON SB 260

Presentation and Opening Statement by Sponsor:

SEN. GARY AKLESTAD, Senate District 6, Galata, stated that this is a straight forward bill that is considered a public health bill. This is a bill about passengers on buses that cannot smoke when traveling interstate or crossing state lines. When the action of one individual is detrimental to many, then it should be the obligation of people in our position to legislate to protect those who cannot protect themselves.

Proponents' Testimony: None

Opponents' Testimony: None

Questions From Committee Members: None

Closing by Sponsor:

SEN. AKLESTAD closed on SB 260.

EXECUTIVE ACTION ON SB 260

Motion: REP. SPRING MOVED SB 260 BE CONCURRED IN. Motion carried 18-2 with REPS. BECKER and WHALEN voting no.

HEARING ON SB 205

Presentation and Opening Statement by Sponsor:

SEN. DOROTHY ECK, Senate District 40, Bozeman, stated this bill addresses the need for services for children in our communities, and requires that those services be coordinated. This bill

HOUSE OF REPRESENTATIVES

HUMAN SERVICES AND AGING COMMITTEE

ROLL CALL

DATE 3-14-91

NAME	PRESENT	ABSENT	EXCUSED
REP. ANGELA RUSSELL, CHAIR	✓		
REP. TIM WHALEN, VICE-CHAIR	✓		
REP. ARLENE BECKER	✓		
REP. WILLIAM BOHARSKI	✓		
REP. JAN BROWN	✓		
REP. BRENT CROMLEY	✓		
REP. TIM DOWELL	✓		
REP. PATRICK GALVIN	✓		
REP. STELLA JEAN HANSEN	✓		
REP. ROYAL JOHNSON	✓		
REP. BETTY LOU KASTEN	✓		
REP. THOMAS LEE	✓		
REP. CHARLOTTE MESSMORE	✓		
REP. JIM RICE			✓
REP. SHEILA RICE	✓		
REP. WILBUR SPRING	✓		
REP. CAROLYN SQUIRES	✓		
REP. JESSICA STICKNEY	✓		
REP. BILL STRIZICH	✓		
REP. ROLPH TUNBY	✓		

HOUSE OF REPRESENTATIVES

VISITOR'S REGISTER

Human Services & Aging COMMITTEE BILL NO. SB 260
 DATE 3-14-91 SPONSOR(S) Sen. A Klestad

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

NAME AND ADDRESS	REPRESENTING	BILL	OPPOSE	SUPPORT
<i>Don T. Jander</i>	<i>pub. med. assn</i>			☒

PLEASE LEAVE PREPARED TESTIMONY WITH SECRETARY. WITNESS STATEMENT FORMS ARE AVAILABLE IF YOU CARE TO SUBMIT WRITTEN TESTIMONY.

107 05
3-15-91
5128

HOUSE STANDING COMMITTEE REPORT

March 15, 1991

Page 1 of 1

Mr. Speaker: We, the committee on Human Services and Aging
report that Senate Bill 260 (third reading copy -- blue) be
concurrred in .

Signed: _____
Angela Russell, Chairman

Carried by: Rep. Spring

SENATE BILL NO. 260

INTRODUCED BY AKLESTAD, COCCHIARELLA, KOEHNKE, HAMMOND

1 EFFECTIVE JULY 1, 1991.

-End-

A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE PROPRIETOR OR MANAGER OF AN INTRASTATE BUS THAT IS NOT CHARTERED TO PROHIBIT SMOKING IN ALL PARTS OF THE BUS; AND AMENDING SECTION 50-40-105, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 50-40-105, MCA, is amended to read:

"50-40-105. No smoking signs in certain places. No smoking signs ~~shall~~ must be conspicuously posted in intrastate buses that are not chartered, elevators, museums, galleries, kitchens, and libraries of any establishment doing business with the general public."

NEW SECTION. **Section 2.** Requirement of intrastate bus that is not chartered. The proprietor or manager of an intrastate bus that is not chartered shall prohibit smoking in all parts of the bus.

NEW SECTION. **Section 3.** Codification instruction. [Section 2] is intended to be codified as an integral part of Title 50, chapter 40, part 1, and the provisions of Title 50, chapter 40, part 1, apply to [section 2].

NEW SECTION. **SECTION 4.** EFFECTIVE DATE. [THIS ACT] IS

REFERENCE BILL

SB 260

-2-

